

of California, and charging adulteration and misbranding in violation of the food and drugs act as amended. The article was labeled in part: (Print wrapper) "Lovelock Farmers Creamery Co., Clover Blossom made in Lovelock, Nevada, Two Lbs. Net, Purity Guaranteed."

It was alleged in the libel that the article was adulterated under section 7, paragraph 2 under food, of said act, in that it was deficient in milk fat.

Misbranding was alleged for the reason that the statement "Two Lbs. Net," borne on the label, was false and misleading and deceived and misled the purchaser, since the packages contained lesser quantities. Misbranding was alleged for the further reason that the article was food in package form and the quantity of the contents was not plainly and conspicuously marked on the outside of the package, since the quantity stated was not correct.

On August 31, 1927, the J. R. Kinsman Co., San Francisco, Calif., claimant, having consented to the entry of a decree, judgment of the court was entered finding the product adulterated and ordering its condemnation and forfeiture, and it was further ordered by the court that the product be released to the said claimant upon payment of the costs of the proceedings and the filing of a cash bond in the sum of \$150, conditioned in part that it be made to conform to and with the provisions of the law under the supervision of this department.

W. M. JARDINE, *Secretary of Agriculture.*

15406. Misbranding of Smith's Buchu Lithia pills. U. S. v. 24 Boxes of Smith's Buchu Lithia Pills. Default decree of forfeiture and destruction entered. (F. & D. No. 17943. S. No. E-4523.)

On November 16, 1923, the United States attorney for the Eastern District of New York, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 24 boxes of Smith's Buchu Lithia pills, remaining in the original unbroken packages at Brooklyn, N. Y., alleging that the article had been shipped by C. F. Smith, from Boston, Mass., on or about July 10, 1923, and transported from the State of Massachusetts into the State of New York, and charging misbranding in violation of the food and drugs act as amended.

Analysis by this department showed that the pills contained sodium, potassium, lithium, and magnesium compounds including nitrates and citrates, extracts of plant drugs including uva ursi and podophyllum, powdered licorice, and soap, and were coated with iron oxide.

It was alleged in the libel that the article was misbranded, in that the following statements regarding the curative and therapeutic effects of the said article were false and fraudulent, since it contained no ingredient or combination of ingredients capable of producing the effects claimed: (Box and circular) "For Rheumatism and all diseases of the kidneys, blood and urinary organs, Bright's Disease, Congestion of the Kidneys, Bladder troubles, Dropsical Swellings, Cystitis, Nephritis, Diabetes, Nervous Debility, Malaria, Gout, Neuralgia, Sciatica, etc. Gravel, Stone in the bladder, Pain in the back, Lumbago, etc. Sleeplessness, Nervousness, Female Complaints and irregularities, and all Blood Impurities due to Defective Action of the Kidneys * * * Uric Acid Solvent;" (circular) "A specific for Rheumatism and all diseases of the Kidneys and Bladder * * * by removing the cause, * * * will cure finally any curable case. * * * pale sallow complexion, headache, dyspepsia * * * and a long train of diseases * * * They cure rheumatism, because they cure the kidneys * * * (Testimonials) * * * permanently cured of obstinate kidney trouble and backache * * * completely cured of kidney trouble, backache and urinary trouble * * * sure cure for kidney trouble * * * the best remedy for weak kidneys * * * recommend them to any one with suppression or stoppage of urine * * * For Backache, Inflammation of the Kidneys * * * Bladder * * * Dropsy, Whites or Leucorrhoea, * * * Loss of Sleep, Lost Vitality, Painful Menstruation * * * Catarrh of the Bladder, Incontinence of Urine or inability to hold water * * * In all old or chronic cases * * * to remove the uric acid * * * strengthen the kidneys and bladder and purify the blood * * * Permanent cures will certainly be the result * * * if your case is chronic continue their use * * * they will cure any case."

On October 6, 1926, no claimant having appeared for the property, judgment of forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

W. M. JARDINE, *Secretary of Agriculture.*